IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTIETH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE B.SESHASAYANA REDDY

WRIT PETITION NO : 948 of 2005

Between:

1 Shaik Shaheed, S/o.Shaik Imam,
R/o.H.No.19-7-641, Sangadigunta, Guntur.
2 Mrs.Rahimun, W/o.Maqdoom Saheb,
R/o.H.No. Nallacheru,19-7-642, 19th lane, Guntur.
3 Mrs.Khayel Jihuwa, W/o.S.K.Moosa,
R/o.H.No. Nallacheru,19-7-642, 19th lane, Guntur.
4 Mr.Gulzar W/o.Sk.Madeena Ahmed
R/o.H.No.19-7-642, Sangadigunta, Guntur.
5 Syeda Mahboob Bee, Late S.K.Mastan Sb
R/o.H.No.19-7-641, Sangadigunta, Guntur.
6 Mrs Mumtaz Begum W/o.Late Badaruddin
R/o.H.No.19-7-643, Sangadigunta, Guntur.
7 Pathan Badarunnisa W/o.Shoukath,
R/o.H.No.19-7-633, Sangadigunta, Guntur.
8 Shaik Wajid Bee W/o.Walli,
R/o.3rd Line, Sangadigunta, Guntur.
9 Mr.Sajida, W/o.Late Sk Abdur Rahman,
R/o.Anandapetta, 4th Line Guntur.

... PETITIONERS

AND

Mandal Revenue Oflficer, Taluka Office Guntur.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to pass an order, direction or a writ particularly in the nature of writ of Mandamus declaring that the respondent has no right to refuse/delay in delivering possession of the house sites allotted to the petitioners by the District Collector Guntur under Patta

Certificates Vide No.s.151,3,6,9,12,19,115, 205 and 61 to the petitioners each admn.61 Sq yards, situated at Shabaz Hussaini Nagar,Ponnur Road, before Andhra Muslim College, Guntur. Consequently this Hon'ble Court may be pleased to direct the respondent to deliver the possession of the house sites allotted to the petitioners by the district Collector under Patta Certificates No.151,3,6,9,12,19,115,,205 and 61 each admn.61 sq., situated at Shabaz Hussaini Nagar, Punnur Road, before Andhra Muslim College, Guntur by putting the petitioners into peaceful and vacant possession of the allotted house sites immediately.

Counsel for the Petitioner:MR.MOHD.MOIN AHMED QUADRI

Counsel for the Respondent No.: GP FOR REVENUE/ASSIGNMENT

The Court made the following :

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ORDER:

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1. This writ petition is filed by the petitioners who are nine in number with a prayer to issue order, direction or a writ particularly in the nature of writ of mandamus declaring that the respondent has no right to refuse/delay in delivering possession of the house sites allotted to them by the District Collector, Guntur.

2. The 1st petitioner has sworn to the affidavit filed in support of the writ petition. It is stated in the writ petition that the District Collector, Guntur has granted patta certificates to the petitioners and each of the petitioners has been allotted house sites of 61 square yards.

3. The grievance of the writ petitioners is that they are not put in possession of 61 square yards of house sites each, though they have been allotted the same.

4. Heard the learned counsel for the petitioners and also learned Government Pleader for assignment appearing for the respondent.

5. It is represented by the Government Pleader for Assignment that necessary steps have been initiated for eviction of the encroachers over the house sites allotted to the writ petitioners and as soon as the proceedings are concluded, the petitioners will be put in possession of the house sites allotted to them.

6. In the circumstances stated above, I deem it appropriate to dispose of the writ petition directing the respondent to complete the proceedings initiated against the encroachers and put the petitioners in possession of the house sites within three months from the date of receipt of a copy of this order. No order as to costs.

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B.Seshasayana Reddy, J.

20th June, 2005

KM

ASSISTANT. REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. Mandal Revenue Oflficer, Taluka Office Guntur.

2. 2 CCs to G.P. for Assignment, High Court Buildings, Hyderabad (Out)

3. 2 CD copies

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THE HON'BLE MR JUSTICE B.SESHASAYANA REDDY

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WRIT PETITION NO : 948 of 2005

20TH JUNE, 2005